

SHARTSIS FRIESE LLP
ONE MARITIME PLAZA
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Attorneys for Defendants
COMMONWEALTH LAND TITLE INSURANCE
COMPANY AND TRANSNATION TITLE
INSURANCE COMPANY (mistakenly named as
TRANSAMERICA TITLE INSURANCE
COMPANY)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN JENKINS,

Plaintiff,

v.

CALIFORNIA FEDERAL LOAN
ASSOC.; BERKELEY FEDERAL BANK
AND TRUST, also known as "OCWEN
FEDERAL BANK"; GWEN
BROADWAY; TERESA RICHARDSON;
GOLDEN STATE REALTY, also known
as "PACIFIC INTERNATIONAL
PROPERTIES, INC.";
COMMONWEALTH LAND TITLE
INSURANCE COMPANY, INC.; DAVID
BURCHARD; EDWARD WALSH;
TRANSAMERICA TITLE INSURANCE
COMPANY; FIDELITY NATIONAL
TITLE INSURANCE COMPANY; FIRST
AMERICAN PROPERTY AND
CASUALTY INSURANCE COMPANY;
CALIFORNIA TRUST DEEDS, INC.;
DOOR TO DOOR STORAGE, INC.; and
DOES 1-100,

Defendants.

Case No. C05-2946 CRB
(Related to Case No. 01-2568 CRB by Order
dated January 3, 2006)

~~[PROPOSED]~~
**ORDER PURSUANT TO STIPULATION
RE CHANGE OF HEARING DATE AND
BRIEFING SCHEDULE**

Corrected First Amended
Complaint Filed: December 20, 2005

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WHEREAS, certain defendants have already filed various motions to dismiss pursuant to Federal Rule of Civil Procedure 12 and other motions, including, but not limited to, motions filed by COMMONWEALTH LAND TITLE INSURANCE COMPANY AND TRANSNATION TITLE INSURANCE COMPANY (mistakenly named as TRANSAMERICA TITLE INSURANCE COMPANY) (collectively, the “Commonwealth Defendants”); defendant Ocwen Loan Servicing LLC, successor to Ocwen Federal Bank FSB, successor to Berkeley Federal Bank and Trust FSB, mistakenly sued herein as Berkeley Federal Bank and Trust, also known as Ocwen Federal Bank (collectively, “Ocwen”); and defendant Fidelity National Title Insurance Company (“Fidelity Title”) which are pending before this Court (collectively, the “Motions”);

WHEREAS, the Court has indicated that it wishes to consider the Motions and hold one hearing on all the Motions;

WHEREAS, the parties hereto have agreed to a briefing schedule in connection to the Motions and jointly hereby respectfully request a continuance of the hearing related to such Motions from September 29, 2006, to October 20, 2006;

WHEREAS, Ocwen, whose counsel is located in Orange County, California and also requests that the Court allow its counsel to appear by telephone at the hearing on the Motions.

Pursuant to Local Rules 6-2 and 7-12 and the matters stated herein, the parties, by and through counsel, hereby stipulate and jointly request as follows:

1. Plaintiff John Jenkin’s opposition to the pending Motions filed by each the Commonwealth Defendants, Ocwen and Fidelity Title shall be electronically filed on or before September 11, 2006;

2. The Commonwealth Defendants, defendant Ocwen, and defendant Fidelity Title shall each electronically file any reply to Plaintiff’s opposition in connection with their respective Motions on or before September 26, 2006;

3. Pursuant to this Stipulation and the joint request of counsel herein, the hearing on such Motions shall be continued from September 29, 2006, to October 20, 2006 at 10:00am or as soon thereafter as may be heard, in Courtroom 8 of the above-reference Court, located at 450 Golden Gate Avenue, San Francisco, California;

4. Counsel for Ocwen may appear telephonically for the hearing on such Motions;

5. There has been no previous time modifications jointly requested by these defendants in this action, either by stipulation or order of the Court;

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6. This Stipulation does not modify the dates initially set under the Order Setting Initial Case Management Conference filed on July 19, 2005.

DATED: September 1, 2006 SHARTSIS FRIESE LLP

By: /s/ Zesara C. Chan
ZESARA C. CHAN

Attorneys for Defendants
COMMONWEALTH LAND TITLE INSURANCE
COMPANY AND TRANSNATION TITLE
INSURANCE COMPANY (mistakenly named as
TRANSAMERICA TITLE INSURANCE
COMPANY)

DATED: August __, 2006 LAW OFFICES OF RUSSELL A. ROBINSON

BY: /s/ Russell A. Robinson
RUSSELL A. ROBINSON

Attorneys For Plaintiff
JOHN JENKINS

DATED: August __, 2006 HOUSER & ALLISON

BY: /s/ Jeffrey S. Allison
JEFFREY S. ALLISON

Attorneys For Defendant
OCWEN

DATED: August __, 2006 LAW OFFICES OF JAMES H. DUNCAN, JR.

BY: /s/ James H. Duncan, Jr.
JAMES H. DUNCAN, JR.

Attorneys For Defendant
FIDELITY NATIONAL TITLE INSURANCE CO.

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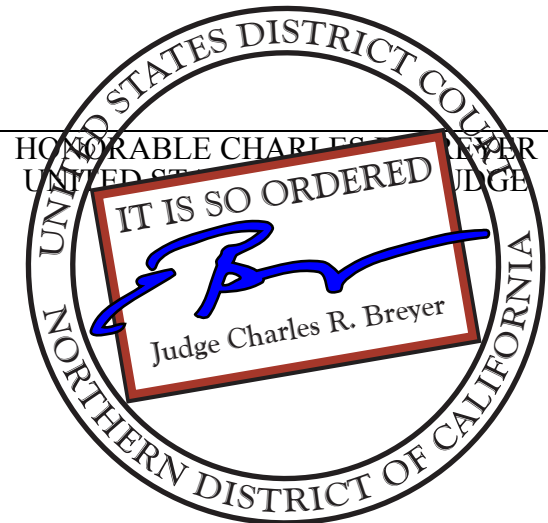
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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: September 6, 2006

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